

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:
JAMES DOUGLAS NELSON, et al.

APPLICATION NO.: 10/552,747

FILING DATE: OCTOBER 11, 2005

TITLE: Process for Preparing 5-(4-fluorophenyl)-1-[2-((2R,4R)-4-hydroxy-6-oxo-tetrahydro-pyran-2-yl)ethyl]-2-isopropyl-4-phenyl-1H-pyrrole-3-carboxylic Acid Phenylamide

Examiner: Kamal A. Saeed

Group Art Unit: 1626

Via EFS

Sir:

RESPONSE TO RESTRICTION REQUIREMENT

This document responds to the Restriction Requirement dated July 1, 2008 received in connection with the above-identified application. The Restriction Requirement requires a response by August 1, 2008.

In the Office Action the Examiner requires restriction, under 35 U.S.C. 121 and 372, to one of the following groups:

- I. Claims 1-7 are drawn to products of Formula I, variously classified in several subclasses of class 548.
- II. Claims 8, 9 and 10 are drawn to method of preparing compounds of Formula III, VII and VIII, variously classified in several subclasses of class 548.
- III. Claim 11, is drawn to intermediate compounds classified in several subclasses of class 548.

Responsive to the Restriction Requirement wherein the Examiner required restriction of the claims, Applicants elect the invention of the following group and traverse the restriction requirement for the reasons discussed herein.

In response to the restriction requirement, Applicants elect, with traverse, the invention of Group IV.